UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF RHODE ISLAND

UNITED STATES OF AMERICA

v.

Cr. No. 05-21-01-T

JOSEPH NICOLELLA

ORDER DENYING MOTION TO PROCEED IN FORMA PAUPERIS

Defendant's motion to proceed in forma pauperis is denied without prejudice. Defendant was represented by retained counsel at prior proceedings and has failed to present an affidavit of indigency.

By Order

Deputy Clerk

ENTER:

Emest C. Some

Ernest C. Torres Chief Judge

Date: November 3 , 2005